



HB0582/473625/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

11 MAR 22
11:46:31

BY: Delegate Hornberger

(To be offered in the Environment and Transportation Committee)

AMENDMENTS TO HOUSE BILL 582

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “**Authority** –” insert “**Public-Private Partnerships and**”; in line 4, after the first “to” insert “issue an invitation for competitive sealed bids for a public-private partnership related to tolling services or a toll facility; requiring the Authority, at least a certain number of days before issuing an invitation for competitive sealed bids related to tolling services or a toll facility, to publish notice of an invitation for competitive sealed bids, and to submit a copy of the invitation to the Legislative Policy Committee; requiring the Authority to”; strike beginning with the second “to” in line 4 down through “feasible” in line 5 and substitute “when feasible and practicable”; strike beginning with “unpaid” in line 10 down through “penalties” in line 11 and substitute “delinquent accounts”; in line 14, after “circumstances;” insert “requiring the Authority to notify certain individuals eligible for a certain reimbursement;”; and after line 20, insert:

“BY adding to

Article – State Finance and Procurement

Section 10A-202.1

Annotated Code of Maryland

(2021 Replacement Volume)”.

AMENDMENT NO. 2

On page 3, in line 13, strike “**VIDEO**”; in the same line, after “**TOLLS**” insert “**OR VIDEO TOLLS**”; and after line 22, insert:

“**10A-202.1.**”

(A) (1) FOR A PUBLIC-PRIVATE PARTNERSHIP RELATED TO TOLLING SERVICES OR THE CONSTRUCTION, MAINTENANCE, OR OPERATION OF A TOLL FACILITY, THE MARYLAND TRANSPORTATION AUTHORITY SHALL ISSUE AN INVITATION FOR COMPETITIVE SEALED BIDS.

(2) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE MARYLAND TRANSPORTATION AUTHORITY SHALL ISSUE AN INVITATION FOR COMPETITIVE SEALED BIDS IN ACCORDANCE WITH § 13-103 OF THIS ARTICLE.

(B) AT LEAST 60 DAYS BEFORE ISSUING AN INVITATION FOR COMPETITIVE SEALED BIDS RELATED TO TOLLING SERVICES OR THE CONSTRUCTION, MAINTENANCE, OR OPERATION OF A TOLL FACILITY, THE MARYLAND TRANSPORTATION AUTHORITY SHALL:

(1) PUBLISH NOTICE OF AN INVITATION FOR COMPETITIVE SEALED BIDS:

(I) ON A BID BOARD OR eMARYLAND MARKETPLACE; OR

(II) IN A NEWSPAPER, PERIODICAL, OR TRADE JOURNAL;

AND

(2) SUBMIT A COPY OF THE INVITATION FOR COMPETITIVE SEALED BIDS TO THE LEGISLATIVE POLICY COMMITTEE OF THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE.”.

On page 4, in line 1, strike “TO THE GREATEST EXTENT FEASIBLE” and substitute “WHEN FEASIBLE AND PRACTICABLE”; in line 2, strike “E-ZPASS ACCOUNT HOLDERS AND OTHER”; strike beginning with “TOLL” in line 3 down through “FACILITIES” in line 4 and substitute “TOLLS”; and strike beginning with the comma in line 12 down through “SERVICE” in line 14.

On page 8, in line 36, strike “REFER” and substitute “:

(I) REFER; strike beginning with “FOR” in line 36 down through “PENALTIES” in line 37; and in line 38, after “COLLECTION” insert “**; AND**”

(II) RECALL A DELINQUENT ACCOUNT FROM THE CENTRAL COLLECTION UNIT”.

On page 9, in line 6, after “PENALTIES” insert “**DIRECTLY TO THE AUTHORITY**”; strike in their entirety lines 14 through 21, inclusive; and after line 21, insert:

“(II) SHALL WAIVE THE CIVIL PENALTY ASSOCIATED WITH A VIDEO TOLL ON PAYMENT OF THE VIDEO TOLL IN ACCORDANCE WITH THE AUTHORITY’S CUSTOMER ASSISTANCE PLAN AS APPROVED BY THE AUTHORITY ON FEBRUARY 24, 2022.”.

On page 10, in line 12, after “(I)” insert “**1.**”; after line 15, insert:

“2. THE AUTHORITY MAY NOT OFFER MORE THAN ONE INSTALLMENT PLAN AGREEMENT TO A PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION FOR PAYMENT OF THE SAME UNPAID VIDEO TOLLS AND ASSOCIATED CIVIL PENALTIES.”;

in line 18, strike “OF 10% PER MONTH ON” and substitute “**UNTIL**”; in line 20, after “PERSON” insert “**ARE PAID**”; after line 20, insert:

“(III) THE AUTHORITY MAY CHARGE AN ADMINISTRATIVE FEE FOR AN INSTALLMENT PLAN AGREEMENT ON THE TOTAL AMOUNT OWED, NOT TO EXCEED THE FEE AUTHORIZED BY THE CENTRAL COLLECTION UNIT FOR AN INSTALLMENT PLAN AGREEMENT.”;

in line 21, strike “(III)” and substitute “(IV)”; strike beginning with “PAY” in line 21 down through “AN” in line 22 and substitute “COMPLY WITH THE TERMS AND CONDITIONS OF THE”; in line 23, after “MAY” insert “CANCEL THE AGREEMENT AND”; in the same line, strike “TOLLS AND PENALTIES” and substitute “AMOUNT DUE”; and after line 24, insert:

“(V) IF A PERSON DEFAULTS ON AN INSTALLMENT PLAN AGREEMENT, THE AUTHORITY MAY NOTIFY THE ADMINISTRATION THAT A REGISTERED OWNER OF A MOTOR VEHICLE HAS FAILED TO PAY THE AMOUNT DUE UNDER AN INSTALLMENT PLAN AGREEMENT AND THE ADMINISTRATION SHALL REFUSE OR SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE.”

On pages 10 and 11, strike in their entirety the lines beginning with line 25 on page 10 through line 12 on page 11, inclusive.

On page 11, in line 13, strike “(3)” and substitute “(2)”; after line 20 insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2023, the Maryland Transportation Authority shall notify any individual who paid a civil penalty during the toll deferral period and is eligible for reimbursement of the amount paid.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) On or before December 1, 2022, the Maryland Transportation Authority shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article, on:

(1) the number of individuals who paid a civil penalty during the toll deferral period; and

(2) what notification of reimbursement eligibility was provided to individuals who paid a civil penalty before the establishment of the civil penalty waiver grace period.

(b) On or before July 1, 2022, and the first day of each subsequent month, the Maryland Transportation Authority shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article:

(1) the number of customer service agents employed at each Maryland Transportation Authority call center during the prior month; and

(2) the number of customer service agents hired to work at each Maryland Transportation Authority call center during the prior month.”;

in line 21, strike “2.” and substitute “4.”; and in line 22, after “2022.” insert “Section 3 of this Act shall remain effective for a period of 6 months and, at the end of December 31, 2022, Section 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.